



Division of
Underground
Storage Tanks



Tennessee Tank Talk

Welcome!

If petroleum is released to the environment at your facility, how can you receive the lowest deductible for reasonable reimbursable costs? It is really straightforward: 1) maintain regulatory operational compliance in accordance with the Division Rules, and 2) timely submit a fund eligibility application in accordance with Rule 0400-18-01-.06(3)(f).

It is even possible to receive reductions of up to 50% on the lowest deductible if your facility has applicable UST system equipment listed in Rule 0400-18-01-.09(6)(d). The primary intent of operational compliance rules and regulations is to prevent petroleum releases, but should a release occur, meeting these two items can save you a significant amount of money.

Take a moment to read the details below about the Petroleum Underground Storage Tank Fund, when and how to apply, and keeping your deductible as low as possible.

Sincerely,

A handwritten signature in black ink, appearing to read 'Stanley R. Boyd'.

Stanley R. Boyd

Petroleum UST Fund Update

On June 15, 2021, the Division approved new rules that impacted the way Responsible Parties received access to the fund. The rule change made all fund eligible releases entitled to the fund and introduced scaled deductibles that are determined by the compliance history at the site at the time of the release. To confirm a facility's compliance

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release. The deductible was reduced from \$20,000 to \$5,000 for sites that are compliant at the time of their release, while sites in noncompliance will incur a deductible of \$10,000, \$20,000, or \$30,000 depending on the severity of the violations. Violations that impact the deductible amount are identified in [Rule 0400-18-01-09\(6\)\(b\)7](#).

Many Responsible Parties are accustomed to receiving a decision on fund access in the form of a letter. For sites that receive the minimum deductible, this is still the case; however, sites that do not receive the minimum deductible will receive an administrative order notifying them of the deductible for their site.

The requirements to determine eligibility for a release remain the same. All tanks at the site must be registered prior to the release occurring and the fund eligibility application must be submitted within 90 days of a release that is subsequently confirmed or within 60 days of a release that was identified in any manner other than the process for confirmation of a suspected release. The 90 day deadline applies even if confirmation of a release does not occur within 90 days of the discovery of evidence of a suspected release. An application should be filed as soon as possible after a release is suspected, even if all the confirmation steps have not been taken. Sites that do not establish eligibility receive denials to the fund through administrative orders. To make the process of submitting a fund application easier, the regulated community can now submit applications to a dedicated email address: UST.Fund@tn.gov.

For more information on the current fund process, please visit the Division's website [here](#).

Field Office Spotlight

Jackson



Counties Served: Benton, Carroll, Decatur, Dyer, Hardin, Haywood, Lake Lauderdale, Obion, Weakley, Chester, Crockett, Gibson, Hardeman, Henderson, Henry, Madison, McNairy

Field Office Manager: [Roshanda Forsythe](#) 901-232-5968

Field Office Inspectors: Kyle Moore, Jarrod Slaughter, Peyton Weatherford

[Find your local field office here!](#)

New Rules Resources

[Division Updates and Outreach](#)

[Current Tennessee UST Rules](#)

[2018 Federal Rule Change Quick Reference Guide](#)

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Additional Resources

[Standardized Inspection Manual \(SIM\)](#)

[UST Contact Information](#)

[Contact Your Local Field Office](#)

[UST Forms and Guidance](#)

[EPA -Must For USTs](#)

[TDEC Underground Storage Tanks Home Page](#)

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